



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application Of:

JOSEPH P. McDONALD

Serial No.: 10/617,286

Filed: July 10, 2003

Group Art Unit: 3653

Examiner: Jonathan R. Miller

System For Separating Fluid-Borne
Material From A Fluid That Carries
Particulate Matter Along With The
Material

) CERTIFICATE OF MAILING

)

) I hereby certify that this correspondence is being
deposited with the United States Postal Service as
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)

) Dawn M. Oleszak Oct. 4, 2005
Dawn M. Oleszak Date

)

TERMINAL DISCLAIMER TO OBVIATE A DOUBLE
PATENTING REJECTION OVER A PRIOR PATENT

Commissioner For Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The owner, WHITEWATER SOLUTIONS CORP., a corporation organized under the laws of the State of Wisconsin, and located and doing business at 2509 Inglewood Place, Appleton, Wisconsin 54915, of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173, as presently shortened by any terminal disclaimer, of prior patent 6,622,868. The owners hereby agree that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent

granted on the instant application, and is binding upon the grantees, their successors or assigns.

In making the above disclaimer, the owners do not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of the prior patent, as presently shortened by any terminal disclaimer, in the event that the prior patent later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

Respectfully submitted,

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